

- (c) **The Bureau of CEEP, with the Law Bureau's concurrence, recommends that the Commission approve the Advisory Board for GPU's Sustainable Energy Fund and the Boards of Directors for PP&L's, PECO's and West Penn's Sustainable Energy Funds.**

ELECTRIC DISTRIBUTION COMPANIES'
SUSTAINABLE ENERGY FUNDS

PUBLIC MEETING
MAY 21, 1999

MAY-99-C-7*

DOCKET NOS.
R-00973953
R-00973954
R-00973981
R-00974008
R-00974009

MOTION BY: Commissioner Brownell* Commissioner Chm. Quain - Yes
Commissioner Rolka - Abstaining
SECONDED: Commissioner Bloom Commissioner Wilson - Yes

CONTENT OF MOTION:

- 1) The Commission shall establish a Statewide Board for the coordination of the Sustainable Energy Funds; and,
- 2) the Law Bureau prepare an Order consistent with this Motion.

Note: This was a Joint Motion by Chairman John M. Quain and Commissioner Nora Mead Brownell.

DOCKETED

JUN - 3 1999

BTL

DOCUMENT
FOLDER



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P.O. BOX 3265, HARRISBURG, PA 17105-3265

IN REPLY PLEASE
REFER TO OUR FILE

JUNE 4, 1999

R-00973953
R-00973954
R-00973981
R-00974008
R-00974009

PECO ENERGY COMPANY
2301 MARKET STREET
PO BOX 8699
PHILADELPHIA PA 19101-8699

ELECTRIC DISTRIBUTION COMPANIES SUSTAINABLE ENERGY FUNDS

DOCKETED
JUN 10 1999

To Whom It May Concern:

This is to advise you that an Order has been adopted by the Commission in Public Meeting on May 21, 1999, in the above entitled proceeding.

An Order has been enclosed for your records.

Very truly yours,

James J. McNulty,
Secretary

smk
Enclosure
cert. mail

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PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, Pennsylvania 17105-3265

Public Meeting held May 21, 1999

Commissioners Present:

John M. Quain, Chairman
Robert K. Bloom, Vice-Chairman
David W. Rolka
Nora Mead Brownell
Aaron Wilson, Jr.

ELECTRIC DISTRIBUTION COMPANIES
SUSTAINABLE ENERGY FUNDS

PECO Docket No. R-00973953
PP&L Docket No. R-00973954
West Penn Dkt No. R-00973981
GPU Docket Nos. R-00974008
and R-00974009

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ORDER

DOCKETED

BY THE COMMISSION:

JUN 10 1999

On December 3, 1996, Governor Tom Ridge signed into law the *Electricity Generation Customer Choice and Competition Act* (Act). The Act revised the Public Utility Code, 66 Pa. C.S. §§101, et seq., by inter alia, adding Chapter 28, relating to restructuring of the electric utility industry. The Pennsylvania Public Utility Commission (Commission) is the agency charged with implementing the Act. The Commission approved the Joint Petitions for Full Settlement for GPU Energy (GPU), PP&L, PECO Energy (PECO) and West Penn Power Company (West Penn) which required each company to establish a Sustainable Energy Fund to promote: (1) the development and use of renewable energy and clean energy technologies, (2) energy conservation and efficiency and (3) renewable business initiatives. To oversee the management of these Funds, the Joint Petitioners provided for the establishment of a 7-member Advisory Board or Board of Directors, nominated by the Joint Petitioners and approved by the Commission.

In order to ensure that all Joint Petitioners for each EDC's Settlement Agreement have been afforded one final opportunity to be involved

with the nomination process for the Advisory Board or Board of Directors to the Sustainable Energy Funds, the Commission issued a Secretarial Letter on April 23, 1999. This Secretarial letter directed the EDCs to refile their list of nominations with the Commission and with all Joint Petitioners by May 3, 1999, with West Penn being directed to refile their nominations by May 10, 1999. Joint Petitioners for GPU, PP&L and PECO had until May 10, 1999 to file comments on the proposed nominees with the Commission. Joint Petitioners for West Penn had until May 14, 1999 to file their comments on the nominees with the Commission.

Discussion

PECO Energy

The coordination of the nomination process for PECO's Board of Directors was undertaken by a representative of the Joint Petitioners. The list of nominees was submitted to the Commission on February 21, 1999, with the cover letter stating that the list was circulated to the Joint Petitioners on December 4, 1998. Upon request of Commission staff, a copy of each nominee's resume which stated their qualifications and experience relevant to the management of a Sustainable Development Fund, a signed acknowledgment from each nominee agreeing to be a member of the Board of Directors, and a notation as to which Joint Petitioner submitted the nomination was provided to the Commission.

Nominations were received from PECO, the suppliers, the industrial customers, consumers and the environmentalists. Acknowledgments from all nominees have been received along with their resumes showing expertise in such areas as engineering, finance, economics, law, and energy management. A list of PECO's proposed Board of Directors is as follows:

Nominee	Company	Nominated by
John McCawley	PECO Energy	PECO Energy
Steve Huntoon	Connectiv	MAPSA
Thomas Flaherty	The Budd Company	PAIEUG
David F. Lincoln	Ener Tech Capital Partners	Delaware Valley Community Reinvestment Fund
Liz Robinson	Energy Coordinating Agency	Environmentalists
Andrew Altman	Clean Air Council	Environmentalists
Ron Celentano	Philadelphia Solar Energy Assoc.	Environmentalists

PP&L

The coordination of the nomination process for the Board of Directors was undertaken by a representative of the Joint Petitioners. The list of nominees was submitted to the Commission on February 21, 1999, with the cover letter stating that the list of nominees was circulated to all Joint Petitioners on January 15, 1999. Upon request by Commission staff each nominee's resume which stated their qualifications and experience relevant to the management of a Sustainable Energy Fund, a signed acknowledgment from each nominee agreeing to be a member of the Board of Directors, and a notation as to which Joint Petitioner submitted the nomination was provided to the Commission.

Nominations were received from PP&L, the suppliers, the industrial customers, consumers, and the environmentalists. The nominees represent a diverse group of individuals which will serve the Fund well. The following is a list of nominees to PP&L's Board of Directors:

Nominee	Company	Nominated by
Brian C. Nagle	PP&L	PP&L
Karen K. O'Neill	Green Mountain Energy Resources	MAPSA
Craig C. Onori	Lucent Technologies	Industrial Parties
Alan L. Jennings	Community Action Committee of Lehigh Valley, Inc.	Commission Staff
Eric J. Epstein	TMI Alert	Environmentalists
Gary F. Lamont	Hazleton Environmental	Pa. Weatherization Providers Task Force
Marcus B. Sheffer	Energy Opportunities	Environmentalists

West Penn Power Company

A list of nominees to West Penn's Board of Directors was circulated to all Joint Petitioners on April 30, 1999. A meeting of all interested Joint Petitioners was held on Friday, May 7, 1999 in order to discuss the nominees and to identify the nominees to the Board. The selected nominees include representatives from West Penn, CAAP, the Environmentalists and the Industrial Intervenor. A full list of West Penn's proposed Board of Directors is as follows:

Nominee	Company	Nominated by
Joseph McClelland	West Penn Power Co.	West Penn Power Co.
Craig Kuennen	Commission on Economic Opportunity	Community Action Assoc. of Pa.
Sherry A. Page	Northern Tier Community Action Corp.	Community Action Assoc. of Pa.
Robert Hoskins	Three Rivers Assoc. for Sustainable Energy	Environmentalists
Linda McKenna Boxx	The Katherine Mabis McKenna Foundation	Environmentalists
William T. Hopwood	Springhouse Energy Systems	Environmentalists
James G. Ruiz	Armco, Inc.	West Penn Power Industrial Intervenors

GPU Energy

To facilitate the nomination process, GPU sent a letter to all Joint Petitioners dated January 20, 1999 proposing that interested Joint Petitioners meet on February 9, 1999 to discuss the mission of the Sustainable Energy Fund, the positions and structure of the Advisory Board and the process for nominating and selecting Advisory Board members. Interested Joint Petitioners met in Harrisburg on February 9, and at that time solidified the process and deadlines for submitting nominations to the Advisory Board. Each Joint Petitioner could submit up to three nominations and each nominee was to complete and sign a Nomination Form and provide any additional documentation, such as a resume/curriculum vitae, detailing their qualifications and experience.

In total, fourteen (14) nominations were submitted by various Joint Petitioners. The Nomination Forms and supporting documentation for each nominee were forwarded to all Joint Petitioners for review, and the Joint Petitioners were advised that a further meeting would be held on March 23, 1999 to select Board Members for the Commission's consideration and approval.

At the March 23 meeting, interested Joint Petitioners evaluated the nominations and selected Advisory Board members. The list of Advisory Board members and supporting documentation for each were once again forwarded to all Joint Petitioners requesting that any objections to nominees should be sent to GPU's counsel no later than April 9, 1999 and that said objections would be forwarded to the Commission for their consideration.

The seven nominees represent a diverse board, with areas of expertise that will serve the Board well. These areas of expertise are EDC, Independent Power, Low-Income Representative, Energy Supplier, Industrial, Community Foundation and Financial. These nominees are as follows:

Nominee	Company	Nominated by
Brian J. Hill	French Creek Project	Environmentalists
Sandra L. Mackel	Laurel Bank	Environmentalists
Eugene M. Brady	Pa. Weatherization Providers Task Force	Community Action Assoc. of Pennsylvania
Jason S. Gifford	Green Mountain Energy Resources	MAPSA
R. James Ansell	Inter-Power/AhlCon Partners	Independent Power Producers
Kenneth Grablewski	Lucent Technologies	Industrial Parties
Charles Mowbray	GPU Energy	GPU Energy

Conclusion

Each EDC filed a list of their proposed Advisory Board or Board of Directors with the Commission in accordance with the Secretarial letter and each Joint Petitioner had the opportunity to file comments. Despite PECO's statement

that their compliance with the Secretarial letter does not imply agreement with all the nominations to their Board of Directors, no specific comments or protests to any nomination to the Advisory Board or Boards of Directors were received by the Commission.

Since no comments or protests have been received concerning any nominee, the Commission is of the opinion that the Boards, as filed, are acceptable; THEREFORE,

IT IS ORDERED:

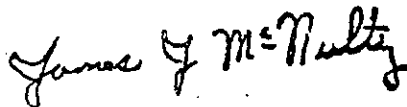
1) That the Advisory Board for GPU and the Boards of Directors for PP&L, PECO Energy and West Penn Power Company are hereby approved;

2) That each Advisory Board and Board of Directors is to convene an initial meeting as soon as practical in order to name an Administrator to manage the Fund and to develop by-laws which will dictate the Funds' requirements and operations.

3) That once developed, each Advisory Board and Board of Directors submit, as soon as practical, their by-laws to the Commission for review and approval.

4) That a copy of this order be served on each Electric Distribution Company named in this proceeding, the Office of Consumer Advocate, the Office of Small Business Advocate, the Joint Petitioners to the Settlement Agreements and each member of the Advisory Board and Boards of Directors to the Sustainable Energy Funds.

By the Commission,



James J. McNulty
Secretary

Order Adopted: MAY 21, 1999

Order Entered: JUN - 4 1999

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SOUTH BURLINGTON VT 05403

ACKNOWLEDGEMENT OF RECEIPT & ACCEPTANCE OF SERVICE

AND NOW, to wit, this 7th day of June, 1999,

the undersigned, as evidence by execution hereof, acknowledges receipt and accepts service of COPY ORDER an official Commission document entered, issued, or otherwise promulgated under date of JUNE 4, 1999 at Docket No. R-00973953 etc on behalf of:

KENNETH L MICKENS ESQUIRE
CHARLES DANIEL SHIELDS ESQ
OFFICE OF TRIAL STAFF
P O BOX 3265
HARRISBURG PA 17105-3265

Elaine C. Meisinger
Signature

Kindly sign and date this acceptance of service and acknowledgement of receipt, and, return the same for filing to:

To: → SECRETARY'S BUREAU FILE RETENTION SECTION
PA PUBLIC UTILITY COMMISSION
B-20 NORTH OFFICE BUILDING
HARRISBURG PA 17105-3265

505850

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OFFICE OF TRIAL STAFF
PA PUC

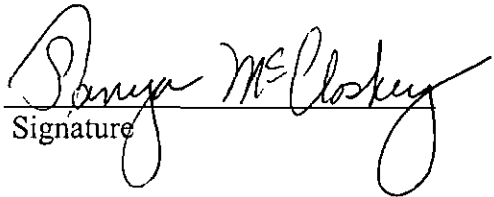
ACKNOWLEDGEMENT OF RECEIPT & ACCEPTANCE OF SERVICE

AND NOW, to wit, this 4th day of June, 1999,

the undersigned, as evidence by execution hereof, acknowledges receipt and accepts service of COPY ORDER an official Commission document entered, issued, or otherwise promulgated under date of JUNE 4, 1999 at Docket No. R-00973953 etc on behalf of:

TANYA J MCCLOSKEY
STEVEN K STEINMETZ
OFFICE OF CONSUMER ADVOCATE
555 WALNUT STREET
FORUM PLACE 5TH FLOOR
HARRISBURG PA 17121-1921

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PA.P.U.C.
SECRETARY'S BUREAU


Signature

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HARRISBURG PA 17105-3265

BTL

ACKNOWLEDGEMENT OF RECEIPT & ACCEPTANCE OF SERVICE

AND NOW, to wit, this 9 day of June, 1999,

the undersigned, as evidence by execution hereof, acknowledges receipt and accepts service of COPY ORDER an official Commission document entered, issued, or otherwise promulgated under date of JUNE 4, 1999 at Docket No. R-00973953 etc on behalf of:

BERNARD A RYAN JR ESQUIRE
OFFICE OF SMALL BUSINESS ADV
300 N SECOND STREET
SUITE 1102
HARRISBURG PA 17101

RECEIVED

JUN 23 1999

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

C. Shuma

Signature

Kindly sign and date this acceptance of service and acknowledgement of receipt, and, return the same for filing to:

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